



Settling

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ART CAPITAL GROUP, LLC and ART  
CAPITAL GROUP, INC.,

Plaintiffs,

- against -

FINE ART CAPITAL, LLC and  
EMIGRANT BANK,

Defendants.

07 Civ. 3879 (SAS)

**JOINT STIPULATION OF DISMISSAL**

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiffs Art Capital Group, LLC and Art Capital Group, Inc. and Defendants Fine Art Capital, LLC and Emigrant Bank, hereby jointly stipulate to the dismissal of all claims and counterclaims made in this action. Subject to the terms of the parties' confidential settlement agreement, such dismissal is with prejudice. Each party shall bear its own costs and fees in this action.

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Dated: 12/1/07

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Dated: Dec. 7, 2007

12/10/07